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11 Attorneys for Defendant
12 VENTANA MEDICAL SYSTEMS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

17 | BIOGENEX LABORATORIES, INC.,

CASE NO.: C03-3916-JF
CASE NO.: C05-0860-JF

18 Plaintiff,

STIPULATION OF DISMISSAL

v.

20 VENTANA MEDICAL SYSTEMS, INC.,

Defendant.

23 The parties hereby stipulate, by and through their respective counsel, that this action is
24 dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1), with each party to
25 bear its own costs and attorneys' fees.

26 Defendant withdraws its submission regarding Ventana's Costs and Attorneys' Fees
27 Incurred in Filing and Litigating Its Motion for Summary Judgment (Docket No. 79 in Case No.
28 C05-0860-JF).

1 Dated: May 10, 2007

STRADLING YOCCA CARLSON & RAUTH
Professional Corporation

3 By: 
4 Jan P. Weir

5 Attorneys for Plaintiff
6 BIOGENEX LABORATORIES, INC.

7 Dated: May 10, 2007

8 WILSON SONSINI GOODRICH & ROSATI
9 Professional Corporation

10 By: 
11 Roger J. Chin

12 Attorneys for Defendant
13 VENTANA MEDICAL SYSTEMS, INC.

14 5/11/07 IT IS SO ORDERED.

15 
16 JUDGE JEREMY FOGEL, US DISTRICT COURT